



BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2009-1017; FRL-9396-5]

Notice of Receipt of Requests to Voluntarily Cancel Certain Pesticide Registrations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In accordance with the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), EPA is issuing a notice of receipt of requests by registrants to voluntarily cancel certain pesticide registrations. This notice announces a request from Syngenta Crop Protection, LLC to voluntarily cancel the last two remaining tralkoxydim products registered for use in the United States. EPA intends to grant these requests at the close of the comment period for this announcement unless the Agency receives substantive comments within the comment period that would merit its further review of the requests, or unless the registrants withdraw their requests. If these requests are granted, any sale, distribution, or use of products listed in this notice will be permitted after the registration has been canceled only if such sale, distribution, or use is consistent with the terms as described in the final order.

DATES: Comments must be received on or before *[insert date 30 days after date of publication in the Federal Register.]*

ADDRESSES: Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2009-1017, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you

consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

- *Mail:* OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

Submit written withdrawal request by mail to: Pesticide Re-Evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001. ATTN: John W. Pates, Jr.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.htm>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

FOR FURTHER INFORMATION CONTACT: John W. Pates, Jr., Pesticide Re-Evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-8195; email address: pates.john@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides.

B. What Should I Consider as I Prepare My Comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through regulations.gov or email. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM as CBI and then identify electronically within the disk or CD-ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When submitting comments, remember to:

i. Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).

ii. Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.

iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.

iv. Describe any assumptions and provide any technical information and/or data that you used.

v. If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.

vi. Provide specific examples to illustrate your concerns and suggest alternatives.

vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.

viii. Make sure to submit your comments by the comment period deadline identified.

II. What Action is the Agency Taking?

This notice announces receipt by the Agency of requests from registrants to cancel 29 pesticide products registered under FIFRA section 3 or 24(c). These registrations are listed in sequence by registration number (or company number and 24(c) number) in Tables 1a and 1b of this unit.

This notice also announces receipt by EPA of requests from the registrant Syngenta Crop Protection, LLC (Syngenta) to cancel the last two remaining tralkoxydim product registrations. Tralkoxydim is a systemic, postemergence herbicide registered for agricultural use to selectively control certain annual grass weeds in wheat, barley, and triticale. Tolerances are currently established for tralkoxydim residues in or on the raw agricultural commodities barley and wheat (40 CFR 180.548). There are no residential uses currently registered for tralkoxydim. The registration review process for tralkoxydim began in September 2011, with the issuance of the Preliminary Work Plan for Registration Review in the docket EPA-HQ-OPP-2011-0706 for a 60-day comment period. The Tralkoxydim Final Work Plan for Registration Review was completed in February 2012, and the registration review Data Call-In was issued in February 2013. Syngenta is currently the only registrant of tralkoxydim products in the United States. In a letter to EPA, dated August 2, 2013, Syngenta requested voluntary cancellation of two

tralkoxydim end-use products (EPA Registration Nos. 000100-01105 and 000100-01106). These are the last two tralkoxydim products registered for use in the United States. EPA is not proposing any tolerance actions for tralkoxydim at this time. If any tolerance actions become necessary in the future, there will be an announcement in the **Federal Register** and there will be a public comment period on the proposed action.

Unless the Agency determines that there are substantive comments that warrant further review of the requests or the registrants withdraw their requests, EPA intends to issue an order in the **Federal Register** canceling all of the affected registrations.

Table 1a.—Registrations with Pending Requests for Cancellation

Registration No.	Product Name	Chemical Name
000100-01125	Impasse Termite System	Lambda-cyhalothrin
000100-01156	Impasse Premix GR	Lambda-cyhalothrin
000100-01166	Impasse Termite Blocker	Lambda-cyhalothrin
000264-01048	EXP3 Seed Applied Nematicide/Insecticide	Thiodicarb
000432-01237	BES Garden Dust 10%	Carbaryl
000432-01238	AES Carbaryl Insecticide Spray-RTU	Carbaryl
000432-01239	BES Garden Dust 5%	Carbaryl
000432-01244	AES Sevin Granules Ant, Flea, Tick & Grub Killer (1% Sevin)	Carbaryl
001022-00563	Chapco KD	Potassium dimethyldithiocarbamate
001022-00574	DCD-SDDC	Sodium dimethyldithiocarbamate
001022-00577	Buffalo System II	Sodium dimethyldithiocarbamate
009688-00296	Chemsico 0.51% Granular Propiconazole	Propiconazole
010807-00448	Country Vet Flea & Tick Fogger with Growth Inhibitor	MGK 264, Pyrethrins (NO INERT USE), Pyriproxyfen, Permethrin
010807-00454	Country Vet Fly Insecticide & Repellent for Horses	Stabilene, Pyrethrins (NO INERT USE), Piperonyl butoxide
010807-00466	CB Country Vet 80	Piperonyl butoxide, Pyrethrins (NO INERT USE)
010807-00469	Country Vet Fogger with	Pyrethrins (NO INERT USE),

	Esfenvalerate	Piperonyl butoxide, Esfenvalerate, MGK 264
011556-00121	Advantage TM 110	Imidacloprid
040391-00010	Entech Fog-10	MGK 264, Piperonyl butoxide, Pyrethrins (NO INERT USE)
060061-00107	Woodtreat XL Sapstain Control Chemical	1-Decanaminium, N-decyl-N,N- dimethyl-, chloride and Propiconazole
060061-00114	Woodtreat P Sapstain Control Chemical	Propiconazole
060061-00121	Woodtreat XP Sapstain Control Product	Propiconazole and Carbamic acid, butyl-, 3-iodo-2-propynyl ester
060061-00124	Valvtect Marine Premium Diesel With Bioguard Additive	Morpholine, 4,4'-(2-ethyl-2-nitro- 1,3-propanediyl)bis-, 4-(2- Nitrobutyl)morpholine
073049-00450	Dinotefuran Fly Bait	Dinotefuron
083558-00005	Paraquat Dichloride Technical	Paraquat dichloride
MD-010001	Sevin Brand XLR Plus Carbaryl Insecticide	Carbaryl
PA-010002	Sevin XLR Plus Carbaryl Insecticide	Carbaryl
WI-110001	Starcane Ultra Herbicide	Fluroxypyr 1-methylheptyl ester

Table 1b.—Tralkoxydim Registrations with Pending Requests for Cancellation

Registration No.	Product Name	Chemical Name
000100-01105	Achieve 40DG Herbicide	Tralkoxydim
000100-01106	Achieve 80DG Herbicide	Tralkoxydim

Table 2 of this unit includes the names and addresses of record for all registrants of the products in Table 1a and Table 1b of this unit, in sequence by EPA company number. This number corresponds to the first part of the EPA registration numbers of the products listed in this unit.

Table 2.—Registrants Requesting Voluntary Cancellation

EPA Company No.	Company Name and Address
100	Syngenta Crop Protection, LLC 410 Swing Road P.O. Box 18300 Greensboro, NC 27419-8300
264	Bayer Cropscience LP

MD010001, PA010002	2 T.W. Alexander Drive P.O. Box 12014 Research Triangle Park, NC 27709
432	Bayer Environmental Science A Division of Bayer Cropscience LP 2 T.W. Alexander Drive P.O. Box 12014 Research Triangle Park, NC 27709
1022	IBC Manufacturing Co. 416 E. Brooks Road Memphis, TN 38109
9688	Chemsico A Division of United Industries Corp. P.O. Box 142642 St. Louis, MO 63114-0642
10807	Amrep, Inc 990 Industrial Park Drive Marietta, GA 30062
11556	Bayer Healthcare, LLC P.O. Box 390 Shawnee Mission, KS 66201-0390
40391	Entech Systems Corporation Agent: Regguide 509 Tower Valley Drive Hillsboro, MO 63050
60061	Kop-Coat, Inc. 3020 William Pitt Way Pittsburgh, PA 15238
73049	Valent Biosciences Corporation Environmental Science Division 870 Technology Way Libertyville, IL 60048-6316
83558	Celsius Property B.V., Amsterdam (NL) Agent: Makhteshim Agan of North America, Inc. 3120 Highwoods Blvd. Suite 100 Raleigh, NC 27604
WI-110001	Dow Agrosciences LLC 9330 Zionsville Road Suite 308/2E Indianapolis, IN 46268-1054

III. What is the Agency's Authority for Taking this Action?

Section 6(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be canceled. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**.

Section 6(f)(1)(B) of FIFRA requires that before acting on a request for voluntary cancellation, EPA must provide a 30-day public comment period on the request for voluntary cancellation or use termination. In addition, FIFRA section 6(f)(1)(C) requires that EPA provide a 180-day comment period on a request for voluntary cancellation or termination of any minor agricultural use before granting the request, unless:

1. The registrants request a waiver of the comment period, or
2. The EPA Administrator determines that continued use of the pesticide would pose an unreasonable adverse effect on the environment.

The registrants in Table 2 of Unit II. have requested that EPA waive the 180-day comment period. Accordingly, EPA will provide a 30-day comment period on the proposed requests.

IV. Procedures for Withdrawal of Request

Registrants who choose to withdraw a request for cancellation should submit such withdrawal in writing to the person listed under **FOR FURTHER INFORMATION CONTACT**. If the products have been subject to a previous cancellation action, the effective date of cancellation and all other provisions of any earlier cancellation action are controlling.

V. Provisions for Disposition of Existing Stocks

Existing stocks are those stocks of registered pesticide products that are currently in the United States and that were packaged, labeled, and released for shipment prior to the effective date of the cancellation action. Because the Agency has identified no significant potential risk concerns associated with the pesticide products listed in Table 1a and Table 1b of Unit II. of this notice, the proposed existing stocks provisions for these products are as follows.

A. For All Products Identified in Table 1a in Unit II.

EPA anticipates allowing registrants to sell and distribute existing stocks of these products for 1-year after publication of the Cancellation Order in the **Federal Register**. Thereafter, registrants will be prohibited from selling or distributing the pesticides identified in Table 1a of Unit II., except for export consistent with FIFRA section 17 or for proper disposal. Persons other than registrants will generally be allowed to sell, distribute, or use existing stocks until such stocks are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the canceled products.

B. For All Tralkoxydim Products Identified in Table 1b in Unit II.

EPA anticipates allowing the registrant to continue to sell and distribute the existing stocks of these products until November 1, 2014. Thereafter, registrants will be prohibited from selling or distributing the pesticides identified in Table 1b of Unit II., except for export consistent with FIFRA section 17 or for proper disposal. Additionally, persons other than the registrant may sell, distribute, or use existing stocks of these products until existing stocks are exhausted, provided that such sale, distribution, or use

is consistent with the terms of the previously approved labeling on, or that accompanied, the canceled products.

List of Subjects

Environmental protection, Pesticides and pests.

Dated: August 14, 2013.

Richard P. Keigwin, Jr.,
Director, Pesticide Re-Evaluation Division, Office of Pesticide Programs.

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